

CASE SUMMARY

INFORMATION ON PROPOSED SETTLEMENT OF LITIGATION

CASE NAME	California Department of Health Services ("CA-DHS"), Sandra Shewry v. County of Los Angeles ("County"), et al.
CASE NUMBER	This is a mediated settlement of twenty-one lawsuits or claims
COURT	Los Angeles County Superior Court
DATE FILED	The filing dates of 21 cases
COUNTY DEPARTMENT	County Counsel
PROPOSED SETTLEMENT AMOUNT	\$750,000
ATTORNEY FOR PLAINTIFF	California State Attorney's Office
COUNTY COUNSEL ATTORNEY	Narbeh Bagdasarian Deputy County Counsel (213) 974-1864
NATURE OF CASE	This is a dispute over the amount that the County should pay CA-DHS, as a part of the County's obligation to pay the Medi-Cal liens in 21 underlying medical malpractice settlements, wherein the County has agreed to assume the Medi-Cal lien.

The parties had a disagreement about the interpretation of California Welfare and Institutions Code section 14124.78. The main legal issue in these cases was to determine the plaintiffs' net recovery in view of the Medi-Cal lien. The disagreement was whether the amount of the Medi-Cal lien should be considered as a part of the plaintiffs' net recovery.

The parties conducted extensive legal research and after holding several settlement negotiations, agreed to settle all of the 21 cases for a total amount of \$750,000. CA-DHS had claimed approximately \$1.5 million for these cases. Acceptance of this overall settlement will resolve this long standing dispute between the parties and will establish a framework for the resolution of future cases and avoid ongoing litigation over the issue.

PAID ATTORNEY FEES, TO DATE	\$369,416
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PAID COSTS, TO DATE	\$48,783.14
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